

REMARKS/ARGUMENTS

Claims 1 through 14, 16 through 28, 30 through 47, and 49 through 62 are pending in this application. Claims 49 through 62 have been withdrawn.

The Office Action has stated that an election of a single disclosed species for prosecution is required. More specifically, the Action states that the application contains claims directed to the following patentably distinct species of the claimed invention: Species I: Claims 1 to 14 and 16 to 47; and Species II: Claims 49 to 62. Since claim 29 has previously been cancelled, Applicants will assume that Species I actually includes claims 1 to 14, 16 to 28, and 30 to 47.

Applicants respectfully traverse because the species as set forth in the Office Action would require a single search. A search of the toy garment capable of generating a sound having a sound generating member that has an actuator switch and an outer housing, and an article of dress having means for receiving the sound generating

member, the article of dress being clothing, where the sound generating member emits sound in response to actuation of the actuator switch, will also reveal any additional elements of Applicants' claims. Accordingly, the public interest and economy are best served by having the pending claims directed to a single invention.

Notwithstanding the foregoing, to comply fully with the election requirement, Applicants elect with traverse to prosecute claims 1 to 14, 16 to 28, and 30 to 47 of Species I. In an effort to advance the prosecution, Applicants have withdrawn claims 49 through 62, without prejudice. Applicants reserve the right to prosecute the non-elected claims in the future.

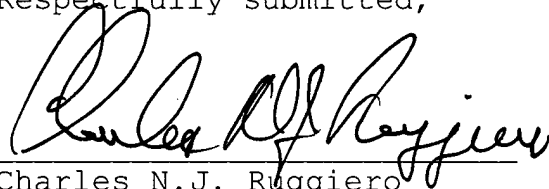
Applicants respectfully submit that claims 1 to 14, 16 to 28, and 30 to 47 of the present invention are allowable. Applicants respectfully urge that the claims of this application be given favorable consideration and immediate passage to allowance. In the event that further clarification is required prior to allowance, Applicants respectfully request that the Examiner contact Applicants' undersigned attorney.

Serial No.: 10/653,431
Group Art Unit No.: 3714
Reply to Office Action of December 22, 2004

Applicants would also like to point out that the Attorney Docket Number indicated on the Office Action is incorrect. The correct Attorney Docket Number for this application is 0001269USU/2232.

Dated: January 21, 2005

Respectfully submitted,



Charles N.J. Ruggiero
Attorney for Applicants
Reg. No. 28,468
Ohlandt, Greeley, Ruggiero &
Perle, LLP
One Landmark Square, 10th floor
Stamford, CT 06901-2682
Tel. (203) 327-4500
Fax (203) 327-6401